

1 SEC. 2. This act being deemed of immediate importance shall be
 2 in full force and effect from and after publication in the Gilmore En-
 3 terprise, a newspaper published at Gilmore City, Iowa, and the Deep
 4 River Record, a newspaper published at Deep River, Iowa.

Senate File No. 202. Approved April 24, 1933.

I hereby certify that the foregoing act was published in the Gilmore Enterprise,
 May 4, 1933, and the Deep River Record, May 4, 1933.

MRS. ALEX MILLER, *Secretary of State.*

CHAPTER 201

SUPREME COURT. JUSTICE HUBERT UTTERBACK, SALARY

S. F. 517

AN ACT to make an appropriation of two thousand seven hundred seventy-one and 31/100 dollars (\$2,771.31), to Hubert Utterback of Des Moines, Polk county, Iowa, for services as justice of the supreme court of the state of Iowa, for a period from and including December 5, 1932, to April 17, 1933.

WHEREAS, said Hubert Utterback of Des Moines, Polk county, Iowa, was the democratic candidate for justice of the supreme court of Iowa to fill the vacancy caused by the death of Justice Edgar A. Morling of Emmetsburg, Iowa, who died on October 15, 1932; and

WHEREAS, George Claussen was the republican candidate for justice of the supreme court of the state of Iowa, to fill said vacancy caused by the death of Justice Edgar A. Morling; and

WHEREAS, at the general election held on the 8th day of November, 1932, said Utterback received 472,922 votes for said office, and said Claussen received 377,375 votes; and

WHEREAS, on the 5th day of December, 1932, certificate of election to the office of justice of the supreme court of the state of Iowa, duly executed by Governor Daniel Turner, the then governor of the state of Iowa, and also countersigned by the then secretary of state, auditor of state and secretary of agriculture, dated December 2, 1932, was delivered to said Utterback by the secretary of state; and

WHEREAS, on said December 5th, said Utterback qualified for said office by taking and filing oath of office in the office of the secretary of state, and in the office of the supreme court clerk of the state of Iowa; and

WHEREAS, from and including said date up to and including the 17th day of April, 1933, said Utterback has served continuously as one of the justices of the Iowa supreme court, the same as the other judges of said court; and

WHEREAS, on the 17th day of April, 1933, there was filed and entered of record in the office of the clerk of the district court of Clinton county, Iowa, in the case of "The State of Iowa, Ex Rel, E. C. Halbach, county attorney of Clinton county, Iowa, plaintiff, vs. George Claussen and Hubert Utterback, defendants, equity number 6746", decree of court, adjudging that said George Claussen is entitled to the office of justice of the supreme court of the state of Iowa, by virtue of his appointment made by Governor Turner on the 19th day of October, 1932; and

WHEREAS, during said entire period of time from and including December 5, 1932, to April 17, 1933, said Utterback has not received any salary

or compensation for his services as justice of the supreme court of the state of Iowa; now, therefore,

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That there is hereby appropriated to Hubert Utterback
2 of Des Moines, Polk county, Iowa, from the general funds of the state
3 of Iowa, not otherwise appropriated, the sum of two thousand seven
4 hundred seventy-one and 31/100 dollars (\$2,771.31), as full and com-
5 plete compensation for his services as justice of the supreme court
6 of the state of Iowa, from and including December 5, 1932, to April
7 17, 1933, and his receipt therefor, shall be in full settlement and pay-
8 ment of any and all claims against the state of Iowa, for services ren-
9 dered by him as justice of the supreme court of the state of Iowa,
10 up to and including said April 17, 1933.

1 SEC. 2. The auditor of the state of Iowa, is hereby authorized and
2 directed to draw his warrant to said Hubert Utterback in the amount
3 of two thousand seven hundred seventy-one and 31/100 dollars
4 (\$2,771.31), and the treasurer of the state is hereby authorized and di-
5 rected to pay the same out of funds in the state treasury, not other-
6 wise appropriated, in accordance with the provisions of this act.

1 SEC. 3. This act being deemed of immediate importance shall be
2 in full force and effect from and after the publication in the
3, a newspaper published at, Iowa,
4 and in the, a newspaper published at,
5 Iowa.

Senate File No. 517. Approved April 24, 1933.

I hereby certify that the foregoing act was published in the Ottumwa Courier, April 25, 1933, and the Freeman-Journal of Webster City, April 26, 1933.

MRS. ALEX MILLER, *Secretary of State.*

Note: Ottumwa Courier and Freeman-Journal selected in accordance with section fifty-five (55), code, 1931.

CHAPTER 202

IOWA SCHOOL FOR THE DEAF

S. F. 391

AN ACT to make an emergency appropriation to pay the cost of repairing the heating plant at the Iowa school for the deaf, Council Bluffs, Iowa; and to pay the expenses of transporting two boilers from the Iowa state teachers' college, Cedar Falls, Iowa, to the Iowa school for the deaf, and the installation thereof.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. There is hereby appropriated out of any money in the
2 state treasury not otherwise appropriated, the sum of eight thousand
3 dollars (\$8000.00) as an emergency appropriation, or as much thereof
4 as may be necessary, to pay the cost of repairing the heating plant
5 at the Iowa school for the deaf, Council Bluffs, Iowa; and to pay the
6 expenses of transporting two boilers from the Iowa state teachers'
7 college, Cedar Falls, Iowa, to the Iowa school for the deaf, and the
8 installation thereof.